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P. 8403

FEB 21 1955

MEMORANDUM FOR: Legislative Counsel,
Office of the General Counsel

THRU: Chief of Operations, DD/P

SUBJECT: Legislative Bills S.631 and S.338

1. Further action by the Legislative Counsel is not deemed necessary by the Director of Training on S.631 and S.338 since the draft bills are not of direct interest to the Agency per se.

2. The objectives of these bills after enactment may present opportunities to the Agency for exploitation by DD/P components. The O/TR comment is therefore being routed through C/OPS, DD/P.

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MATTHEW BAIRD
Director of Training

Attachments:

Draft Bill S.631
Draft Bill S.338

2 - 100 1055

MEMORANDUM FOR: Legislative Counsel

SUBJECT: a. S.631, To Amend Certain Provisions of
 the U. S. Information and Educational
 Exchange Act of 1948, as Amended, Re-
 lating to Educational Exchange and
 Other Cultural Programs Under Such Act.

 b. S.338, To Establish an Effective Student
 Exchange Program with Latin American
 Countries, and for Other Purposes.

1. Subject Bills have been reviewed in response to your request for comment as to whether they are of interest to CIA activities and whether further action by your office is necessary or desirable.

2. We have no comments on these proposals from a personnel point of view but would suggest that they be referred to the Director of Training for review if this has not already been done.

Harrison G. Reynolds
Director of Personnel

W.P.

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ROUTING AND RECORD SHEET

INSTRUCTIONS: Officer designations should be used in the "TO" column. Under each comment a line should be drawn across sheet and each comment numbered to correspond with the number in the "TO" column. Each officer should initial (check mark insufficient) before further routing. This Routing and Record Sheet should be returned to Registry.

FROM:

Director of Training

11A, [REDACTED]

TELEPHONE

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FEB 21 1955

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COMMENTS

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2. Legislative
Counsel, OGS302
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detail indicated copy
S-631-6-338

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NOTICE OF PENDING LEGISLATION		DATE
		LEGISLATIVE BILL NO. S. 631
SECTION I		GENERAL
TO :		FROM: LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL
THE ATTACHED BILL, WHICH HAS BEEN INTRODUCED INTO CONGRESS, IS:		
<input type="checkbox"/> SENT TO YOU FOR INFORMATION ONLY.		
<input type="checkbox"/> A BILL ON WHICH FAVORABLE CONGRESSIONAL ACTION <input type="checkbox"/> IS <input type="checkbox"/> IS NOT PREDICTED.		
<input checked="" type="checkbox"/> SENT FOR YOUR COMMENT AS TO WHETHER IT IS OF INTEREST TO CIA ACTIVITIES, AND WHETHER FURTHER ACTION BY THIS OFFICE IS NECESSARY OR DESIRED.		
IT IS REQUESTED THAT COMMENTS CONCERNING THIS LEGISLATION BE FORWARDED, THROUGH APPROPRIATE CHANNELS, TO THIS OFFICE, BY _____		
SECTION II		COMMENTS (From Original Addressee)
TO : LEGISLATIVE COUNSEL OFFICE OF GENERAL COUNSEL		FROM:
<p style="text-align: right;">21 January 1955 84/1</p> <p>Mr. Mundt of South Dakota</p> <p>A bill to amend certain provisions of the United States Information and Educational Exchange Act of 1948, as amended, relating to educational exchange and other cultural programs under such Act.</p> <p>Distribution:</p> <p>2 - Dir of Training 17 Feb 55</p> <p>1 - SO/P - Admin</p> <p>1 - SO/P</p>		
DATE OF COMMENTS	SIGNATURE AND TITLE	EXTENSION

84TH CONGRESS
1ST SESSION

S. 631

IN THE SENATE OF THE UNITED STATES

JANUARY 21, 1955

Mr. MUNDT (for himself and Mr. SMITH of New Jersey) introduced the following bill; which was read twice and referred to the Committee on Foreign Relations

A BILL

To amend certain provisions of the United States Information and Educational Exchange Act of 1948, as amended, relating to educational exchange and other cultural programs under such Act.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 That (a) so much of section 2 of the United States Infor-
4 mation and Educational Exchange Act of 1948 as precedes
5 paragraph (1) thereof is amended to read as follows:

6 "SEC. 2. The Congress hereby declares that the objec-
7 tives of this Act are to enable the Government of the United
8 States of America to increase in other countries respect for

1 and confidence in the United States, its purposes, its demo-
2 cratic practices, culture, and society, to increase mutual
3 understanding, respect, and confidence between the people
4 of the United States and the peoples of other countries, and
5 to broaden the areas of cooperation between them. Among
6 other means in achieving these objectives, the Secretary of
7 State is authorized to establish—”.

8 (b) Paragraph (2) of section 2 of such Act is amended
9 to read as follows:

10 “(2) an educational exchange service (which
11 shall be administered separately both here and abroad
12 under the Secretary from the service established under
13 paragraph (1) of this section) to cooperate with other
14 nations in—

15 “(a) the interchange of knowledge, skills,
16 information, and experiences;

17 “(b) the interchange of technical and other
18 services;

19 “(c) the interchange of developments in the
20 field of education, the arts (including performing
21 artists), sciences, and professions; and

22 “(d) the development of projects of interest
23 and value to the United States and the other
24 countries involved through diffusion of knowledge.”

1 SEC. 2. (a) The heading of title II of such Act is
2 amended to read as follows:

3 “TITLE II—INTERCHANGE OF KNOWLEDGE,
4 SKILLS, AND EXPERIENCE”

5 (b) Section 201 of such Act is amended to read as
6 follows:

7 “PERSONS

8 “SEC. 201. (a) As a means of insuring interchange on
9 a cooperative basis of leaders and potential leaders between
10 the United States and other countries, the Secretary is
11 authorized to provide for and otherwise facilitate programs
12 for the exchange of (1) students and trainees; (2) teachers,
13 fellows, and lecturers; (3) professors and research scholars;
14 (4) specialists in any of the arts, sciences, trades, or pro-
15 fessions; (5) performing artists in field of art, drama, music,
16 and dance; and (6) leaders of thought and opinion at the
17 National, State, or local level. Such exchanges shall be for
18 the purpose of long- or short-term study or practical training,
19 teaching, lecturing, or research, and observation, consulta-
20 tion, or other experience or activity which may be essential
21 to the successful operation of the programs and which will
22 not deprive American citizens or aliens lawfully admitted
23 for permanent residence of opportunities for gainful employ-
24 ment or professional training. The Secretary shall, wherever

1 possible in connection with these programs, utilize the serv-
2 ices of existing reputable agencies which are successfully
3 engaged in such activity.

4 “ (b) The Secretary may provide for orientation courses
5 and other appropriate services and materials in the case of
6 persons coming from other countries either under the pro-
7 visions of this Act or for purposes which the Secretary de-
8 termines to be in furtherance of the objectives of this Act,
9 and may make grants to public and private agencies fur-
10 nishing such courses, services, and materials. The Secre-
11 tary may also provide for such courses, services, and ma-
12 terials in the case of persons going to other countries from
13 the United States under this Act.

14 “ (c) When any country fails or refuses to cooperate in
15 the program provided herein the Secretary shall terminate
16 or limit such program, with respect to such country, to the
17 extent he deems to be advisable in the interests of the
18 United States.

19 “ (d) The persons specified in this section shall be
20 admitted under section 101 (a) (15) of the Immigration
21 and Nationality Act, and this section for such time and under
22 such conditions as may be prescribed by regulations promul-
23 gated by the Secretary of State and the Attorney General.
24 Persons admitted under this section shall not be eligible for
25 change of status under section 248 of the Immigration and

1 Nationality Act, nor for adjustment of status as provided
2 by section 245 of that Act during the period for which they
3 are admitted nor for two years after the termination of status
4 accorded under this section. A person admitted under this
5 section who fails to maintain the status under which he was
6 admitted or who fails to depart from the United States upon
7 the termination of such status, or who engages in activities
8 of a political nature detrimental to the interests of the United
9 States, or in activities not consistent with the security of
10 the United States, shall, upon the warrant of the Attorney
11 General, be taken into custody and promptly deported pur-
12 suant to sections 241, 242, and 243 of the Immigration and
13 Nationality Act. Deportation proceedings under this section
14 shall be summary and the findings of the Attorney General
15 as to matters of fact shall be conclusive. Such persons shall
16 not be eligible for suspension of deportation under section
17 244 of the Immigration and Nationality Act. A period of
18 two years must elapse after the departure of persons admitted
19 under this section before such persons may be eligible for
20 classification under 101 (a) (15) (B) of the Immigration
21 and Nationality Act or to apply for immigrant visas under
22 that Act or the Refugee Relief Act of 1953: *Provided, how-*
23 *ever,* That said two-year period after departure shall not
24 apply to a person whose presence in the United States is

1 determined by the head of a Government department to be
2 in the interest of national security.

3 “(e) The Secretary is also authorized to provide for
4 necessary expenses for financing studies, research, instruc-
5 tion, and other educational activities of foreign nationals in
6 selected schools and institutions of higher learning located
7 outside the United States and its Territories, including pay-
8 ment for transportation, tuition, maintenance, and other ex-
9 penses incident to scholastic activities.”

10 SEC. 3. Section 601 of such Act is amended by insert-
11 ing after the words “*Provided, however,*” the following:
12 “That the Commission on Educational Exchange shall recom-
13 mend policies and programs to further cultural relations with
14 participating countries by means of exchange of persons and
15 other means, and shall recommend criteria for the selection
16 of persons for participation in exchange programs under
17 this Act: *And provided further,*”.

18 SEC. 4. (a) Section 602 (a) of such Act is amended
19 by inserting before the period at the end thereof a colon and
20 the following: “*Provided, That no office under a State uni-*
21 *versity or land grant college shall be deemed to be a com-*
22 *pensated Federal or State office for the purposes of this*
23 *subsection*”.

24 (b) Section 602 (c) of such Act is amended by strik-
25 ing out the words “and public service” and inserting in

1 lieu thereof the words "public service, professional, business,
2 agriculture, and labor".

3 SEC. 5. Section 603 of such Act is amended by adding
4 at the end thereof the following new sentence: "Notwith-
5 standing the foregoing, the report of the Commission on
6 Educational Exchange shall hereafter be submitted to the
7 Congress annually."

8 SEC. 6. Title VI of such Act is amended by adding at
9 the end thereof a new section as follows:

10 "SEC. 604. The Secretary is authorized to establish in
11 any country with which an exchange program under this
12 Act is in effect an advisory commission which may be com-
13 posed of citizens of such country or citizens of the United
14 States, or both. It shall be the function of any commission so
15 established to advise the Secretary with respect to matters
16 concerning the administration of such exchange program.
17 The Secretary is also authorized, wherever practicable, to
18 utilize in the administration of exchange programs under
19 this Act the services of any binational commission established
20 under authority of any other law providing similar exchange
21 programs. Appropriations made to carry out the purposes
22 of this Act shall be available to the Secretary for payment of
23 the expenses of any commission established or utilized pur-
24 suant to this section."

25 SEC. 7. (a) Section 801 (6) of such Act is amended by

1 inserting before the period at the end of the first sentence
2 thereof a semicolon and the following: "and from time to
3 time to hold meetings of representatives of United States
4 cultural and educational institutions and other organizations
5 interested in cultural programs under this Act for the pur-
6 pose of making reports on, and obtaining comments and
7 suggestions with respect to, such programs. Such persons
8 will not be considered as persons 'employed or assigned to
9 duties by the Government in the meaning of the Act."

10 (b) The last sentence of section 801 (6) of such Act
11 is amended to read as follows: "No such member of an ad-
12 visory committee or representative of any such institution
13 or organization shall be allowed any salary or other com-
14 pensation for services, but he may be paid his actual trans-
15 portation expenses, and not to exceed \$15 per diem in lieu
16 of subsistence and other expenses, while away from his
17 home in attendance upon meetings within the United States
18 or in consultation with the Department under instructions."

19 SEC. 8. (a) Section 802 (3) of such Act is amended to
20 read as follows:

21 " (3) under such regulations as the Secretary may
22 prescribe, to pay the transportation expenses, and per
23 diem allowances in lieu of subsistence and other ex-
24 penses at rates to be determined by the Secretary with
25 the approval of the Director of the Bureau of the

1 Budget, to citizens or subjects of other countries, with-
2 out regard to the Standardized Government Travel
3 Regulations and the Travel Expense Act of 1949 or any
4 other provision of law imposing limits upon such rates;”.

5 (b) Section 802 (4) of such Act is amended to read as
6 follows:

7 “(4) to make grants for, and to pay expenses in-
8 cident to, participation in exchange activities under this
9 Act, including emergency medical expenses, premiums
10 on health and accident insurance, and expenses of
11 necessary travel incurred by reason of illness and in-
12 cluding amounts necessary to pay United States income
13 taxes in the case of citizens or subjects of other
14 countries;”.

15 SEC. 9. Title VIII of such Act is amended by adding
16 at the end thereof the following new sections:

17 “COORDINATION OF EXCHANGE ACTIVITIES

18 “SEC. 804. (a) The Secretary shall coordinate those
19 activities of other Government agencies, conducting non-
20 military programs involving the exchange of persons between
21 the United States and other countries, which are of a nature
22 similar to those resulting from the administration of this Act
23 in any case in which he determines that such action will
24 contribute to the achievement of the objectives of this Act.
25 The Secretary shall maintain such liaison with other Govern-

1 ment agencies as may be necessary to carry out this section.
2 It shall be the duty of the heads of such other Government
3 agencies to cooperate with the Secretary in carrying out this
4 section.

5 “(b) The Secretary shall coordinate, whenever neces-
6 sary or desirable, the activities of the Department or of any
7 other Government agency relating to exchange programs
8 with any similar programs under international organizations
9 of which the United States is a member and to participate in
10 the carrying out of any planning and administering respon-
11 sibilities of the United States for such programs, including
12 the acceptance of funds from such international organizations
13 for use by this Government in the manner prescribed in sec-
14 tion 902 in carrying out any such program.”

15 SEC. 10. Section 1008 of such Act is amended by insert-
16 ing before the period at the end thereof a comma and the
17 following: “except that the report concerning activities under
18 the educational exchange programs authorized by this Act
19 shall be submitted annually on or before the 31st day of
20 December of each year to apply to activities conducted
21 during the previous fiscal year”.

84TH CONGRESS
1ST SESSION

S. 631

A BILL

To amend certain provisions of the United States Information and Educational Exchange Act of 1948, as amended, relating to educational exchange and other cultural programs under such Act.

By Mr. MUNDT and Mr. SMITH of New Jersey

JANUARY 21, 1955

Read twice and referred to the Committee on
Foreign Relations